

MAR 15 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Daniel R. Kiselik Date: March 15, 2005  
Serial No. : 09/765,511 Art Unit: 3626  
Filed : January 19, 2001 Examiner: Natalie A. Pass  
For : METHOD AND APPARATUS FOR THE AUTOMATIC SELECTION  
OF PARTIES TO AN ARRANGEMENT BETWEEN A REQUESTOR  
AND A SATISFIER OF SELECTED REQUIREMENTS

Attorney Docket No. A-99.59.0

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RESPONSE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Honorable Sir:

In response to the Examiner's letter of February 15, 2005, applicant provisionally elects the invention of Group I, namely, claims 1 through 14, for prosecution in the application. The election is with traverse.

The requirement for restriction respectfully is traversed for the following reasons. All of the claims of both Group I and Group II are directed to either a method for operating a computer for the automatic selection of parties to a transaction or an arrangement between system-qualified parties or to a computer system operated for the automatic selection of parties to a transaction or an arrangement between system-qualified parties.

The Examiner has indicated that the claims placed in Group I are classified in Class 705, Subclass 2, health care management. In fact, none of the claims in Group I include a reference to

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health care management, and eleven of the fourteen claims placed in Group I include no reference to health care. Further, the Examiner has indicated that the claims placed in Group II are classified in Class 340, Subclass 825.26, stock quotation. In fact, none of the claims in Group II include any reference to stock quotation.

The distinctiveness set forth by the Examiner in support of the requirement for restriction is not found in the claims. It is respectfully submitted that examination and searching to investigate the claims of both Group I and Group II are so closely related as to render separation of the groups for presentation in more than one application unnecessary. It is respectfully submitted that, under these circumstances, restriction need not be required and it is respectfully requested that the requirement for restriction be withdrawn.

Respectfully submitted,



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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING  
FACSIMILE TRANSMITTED TO THE COMMISSIONER FOR PATENTS,  
(703) 872-9306 ON

MARCH 15, 2005

DATE

ARTHUR JACOB

NAME OF REGISTERED REPRESENTATIVE



SIGNATURE

3/15/05

DATE

**TOTAL PAGES (INCLUDING THIS PAGE): 3**